IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.M.JAMES

FRIDAY, THE 7TH JULY 2006 / 16TH ASHADHA,1928

Bail Appl..No. 3924 of 2006

(CRIME NO.18/2006 OF EXCISE RANGE, KALPETTA)

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PETITIONER/1ST ACCUSED (IN CUSTODY):

CHANDRAN, AGED 41 YEARS,
S/O. CHATHAN, VINNAMPARAMBIL VEEDU,
VADUVANCHAL VALAVIL, CLUB MATTAM, MUPPAINAD,
WAYANAD DISTRICT.

BY ADV. SRI.GRASHIOUS KURIAKOSE

RESPONDENTS: COMPLAINANT:

STATE - EXCISE INSPECTOR,
KALPETTA EXCISE RANGE, REPRESENTED BY THE
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,ERNAKULAM.

BY PUBLIC PROSECUTOR P.N. SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 07/07/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

J.M.JAMES, J.

B.A.3924/2006

DATED THIS THE 7TH DAY OF JULY, 2006

O R D E R

The petitioner was found in illegal possession of 800 liters of molasses, for manufacturing arrack and therefore, the Excise Range Inspector of Kalpetta, seized the contraband and registered C.R.No.18/2006 of that Excise Range, under Section 55(g) of the Abkari Act. The petitioner was arrested on 17.5.2006 and remains in judicial custody, thereafter.

2. When the application came up for consideration, the learned counsel submitted that the petitioner is showing withdrawal symptoms and he is being treated in the jail. I had directed the learned Public Prosecutor to verify the fact. Accordingly, he submitted that he is showing some withdrawal symptoms and he was also treated in the Medical College, kozhikode.

3. In the facts and circumstanced of this case, I grant bail and release the petitioner from jail, subject to

the following condition:-

> The petitioner shall execute a bond for Rs.25,000/-, with two solvent sureties, each for the like sum, to the satisfaction of the Chief Judicial Magistrate Court, Kalpetta.

The application is allowed as above.

J.M.JAMES
JUDGE

mrcs